

**Bureau of Prisons
Health Services
Clinical Encounter**

Inmate Name: DUNN, ADRIAN L
Date of Birth: 11/27/1973
Encounter Date: 01/24/2020 11:28

Sex: M Race: BLACK
Provider: Pass, Randall MD/CD

Reg #: 21571-045
Facility: MAR
Unit: J02

Chronic Care - 14 Day Physician Eval encounter performed at Health Services.

SUBJECTIVE:

COMPLAINT 1 Provider: Pass, Randall MD/CD

Chief Complaint: Chronic Care Clinic

Subjective: 46 year old here for 14 day MD evaluation after recent transfer from Manchester, with medical problems:

- 1) Chronic lymphocytic leukemia ~ diagnosed last year when it was noted that he had lymphocytosis and lymphadenopathy ~ being managed conservatively ~ has consults in system for f/u imaging and Oncology referrals ~ he is asymptomatic
- 2) HYPERTENSION ~ on HCTZ and Lisinopril ~ good blood pressure on all recent checks
- 3) ASTHMA ~ on PRN albuterol inhaler, uses rarely

Care Level 2, no medical restrictions
Optometry ~ visit appears overdue
Immunizations ~ refused by inmate
Releases in 2026

Pain: No

Seen for clinic(s): Hypertension, Pulmonary/Respiratory, General

Added to clinic(s): General

ROS:

General

Constitutional Symptoms

No: Unexplained Weight Loss, Weight Gain

Cardiovascular

General

Yes: Hx Hypertension

Pulmonary

Respiratory System

Yes: Hx Asthma

OBJECTIVE:

Temperature:

<u>Date</u>	<u>Time</u>	<u>Fahrenheit</u>	<u>Celsius</u>	<u>Location</u>	<u>Provider</u>
01/24/2020	11:41 MAR	97.8	36.6		Pass, Randall MD/CD

Pulse:

<u>Date</u>	<u>Time</u>	<u>Rate Per Minute</u>	<u>Location</u>	<u>Rhythm</u>	<u>Provider</u>
01/24/2020	11:41	69			Pass, Randall MD/CD

Respirations:

<u>Date</u>	<u>Time</u>	<u>Rate Per Minute</u>	<u>Provider</u>
01/24/2020	11:41 MAR	14	Pass, Randall MD/CD

Blood Pressure:

<u>Date</u>	<u>Time</u>	<u>Value</u>	<u>Location</u>	<u>Position</u>	<u>Cuff Size</u>	<u>Provider</u>
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Date	Time	Value	Location	Position	Cuff Size	Provider
01/24/2020	11:41 MAR	130/85				Pass, Randall MD/CD

Wright Peak Flow:

Date	Time	Attempt 1	Attempt 2	Attempt 3	Effort	Bronchodilator	Provider
01/24/2020	11:41 MAR	540		530		Without	Pass, Randall MD/CD

SaO2:

Date	Time	Value(%)	Air	Provider
01/24/2020	11:41 MAR	100		Pass, Randall MD/CD

Weight:

Date	Time	Lbs	Kg	Waist Circum.	Provider
01/24/2020	11:41 MAR	180.0	81.6		Pass, Randall MD/CD

Exam:

Diagnostics

Laboratory

Yes: Results

General

Affect

Yes: Pleasant, Cooperative

Pulmonary

Auscultation

Yes: Clear to Auscultation

No: Wheezing

Cardiovascular

Auscultation

Yes: Regular Rate and Rhythm (RRR), Normal S1 and S2

No: M/R/G

Peripheral Vascular

General

No: Non-Pitting Edema, Pitting Edema

Musculoskeletal

Gait

Yes: Normal Gait

Mental Health

Mood

Yes: Within Normal Limits, Appropriate

ROS comments

Has lost weight, purposeful, running

Exam comments

BMI = 25

Has baseline CXR, EKG, and HIV/Hepatitis testing on chart

Most recent labs are from October:

-CMP with CR 1.32

-CBC with WBC 21.7K and lymphocytes are 17.5K

-cholesterol 142, HDL 46, LDL 87

-HbA1C 6.0%

March 24, 2020

Adrian L. Dunn Jr. #21571-045

Case No. 09-00188-04-CR-KL-NKH

Federal Prison Camp

Po Box 1000

A request for a motion under 18 U.S.C. 4205(g) or 3582(c)(1)(B).

To the Warden of Federal Prison Marion,

I Adrian L. Dunn Jr. #21571-045, Am writing you concerning a Reduction In Sentence (RIS). This Initiation of request § 571.61 Extraordinary or Compelling Circumstances. I was enhanced from a 10 to life to a 20 to life Based on a Prior Simple possession of a Control Substance. I never appeared before any judge concerning the suspended Execution of Sentence of 3 years probation. There is no hearing located on the date and case no. provided by the Government to enhance me for such. I proceeded to trial and received this enhancement as a trial penalty after electing to exercise my Constitutional right to a trial. As of today the prior possession of a Control Substance would not qualify to enhance my punishment. I have several Chronic health issues that's putting me in danger of this new Corona Virus. I have Asthma, high blood pressure, And I was just diagnosed with Chronic Lym Leukemia. I have a stable job, a family to return to, a family owned business that's been successful for over 10 years now "Lut's Fried Fish" that's been providing for my house hold over the years I am a non-violent offender with no incident reports in the 10 years and 9 months of being in prison.

I have attached documents showing my argument about the prior conviction for enhancement that does not qualify anymore due to the First Step Act that was passed but did not make retroactive. I have four children that I am very close to that needs my guidance not just mentally but physically very bad. I have a motion in the Courts right now that's pending for 3582(c)(2) and (c)(1)(A) Compassionate release but from my understanding now is that I was supposed to exhaust my remedies first through the Warden. I have completed several BOP programs over the years, including Out-patient residential drug program. I pray and hope that you would find in your heart to grant me a sentence reduction and compassionate release to reenter into society and be with my family along with being a law abiding citizen.

Sincerely,

Adrian L. Shaw Sr.
215-71-045

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA,)
)
)
 Plaintiff,)
)
)
 v.) No. 09-0188-06/14-CR-W-SOW
)
)
ADRIAN L. DUNN,)
)
)
 Defendant.)

INFORMATION TO ESTABLISH PRIOR CONVICTIONS

____ Comes now the United States of America, by and through its undersigned attorneys, and hereby informs the Court, in accordance with the provisions of Title 21, United States Code, Section 851, that on May 9, 2001, before the Honorable Vernon E. Scoville, III, Associate Circuit Court Judge, Jackson County Missouri, the defendant was convicted of a felony drug offense, Possession of a Controlled Substance (Class C felony), in case number 16CR01000390. On May 9, 2001, Defendant Dunn was sentenced to three (3) years imprisonment in the Missouri Department of Corrections, execution of that sentence was suspended for said crime. As a result of this prior, drug-related, felony conviction, the penalty for Count One of the Indictment in this matter is increased to not less than 20 years imprisonment (instead of 10 years imprisonment) and not more than life imprisonment, a fine of not more than \$8,000,000 (instead of \$4,000,000), and a minimum of ten years supervised release (instead of five).

Furthermore, upon conviction on Count One, defendant must be sentenced to a statutory minimum period of incarceration of twenty years (instead of ten). 21 U.S.C. § 841(b)(1)(A).

Respectfully submitted,

Matt J. Whitworth
Acting United States Attorney

By */s/ Joseph M. Marquez*

Joseph M. Marquez #40634
Assistant United States Attorney

Charles Evans Whittaker Courthouse
400 E. Ninth Street, Fifth Floor
Kansas City, Missouri 64106
Telephone: (816) 426-3122

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was delivered on July 2, 2009, to the CM-ECF system of the United States District Court for the Western District of Missouri for electronic delivery to all counsel of record.

Patrick Peters, Esq.
600 E. 8th, Suite A
Kansas City, MO 64106

/s/ Joseph M. Marquez

Joseph M. Marquez
Assistant United States Attorney

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

STATE OF MISSOURI

PLAINTIFF

NO. 01-00390

VS.

DOCKET

28

Adrian Dunn

DOB: 4/27/1973

DEFENDANT

JUDGMENT

(GUILTY PLEA - PROBATION)
(SUSPENDED EXECUTION OF SENTENCE)

On May 9 2001

Offense Date : 3/29/2000

came the attorney for the State, Paul Kiffredge

and defendant appeared in person and by attorney, Dan Ross

It is adjudged that defendant, having been found guilty upon a plea of guilty entered on May 9 2001 of the

offense(s) of Possession of a controlled substance

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77

class C felony/misdemeanor, is guilty of said offense(s).

It is ordered and adjudged that defendant is sentenced and committed to the custody of the Division of Adult Institutions/Jackson County Department of Corrections for imprisonment for a period of 3 years

It is ordered that the Court Administrator deliver a certified copy of this judgment and commitment to the Jackson County Department of Corrections and that the copy serve as the commitment of defendant.

Further it is ordered that execution of sentence(s) be suspended and that said defendant is placed on probation for a period of 3 years under the supervision of the Missouri State Board of Probation and Parole subject to the general conditions of probation and the following

special conditions: 1) 40 hours community service; 2) Substance Abuse evaluation & treatment.

Probation may be transferred to TADS

It is ordered and adjudged that the State of Missouri have and recover from the defendant the sum of \$ 46,00 for the Crime Victims' Compensation Fund, and that execution issue therefor.

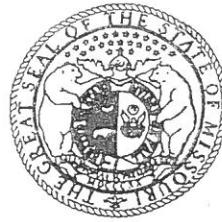
It is ordered and adjudged, pursuant to Chapter 600 R.S. Mo., that the State of Missouri have and recover from the defendant the sum of

91.00 for services of the Public Defender, and that execution issue therefor.

JUDGE

JCT 1351 - 6/87

ORIGINAL
(FILE IN COURT'S CASE FILE FOLDER)



CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
DEPARTMENT OF CRIMINAL RECORDS

1315 LOCUST

308 W KANSAS, SUITE 127

KANSAS CITY, MISSOURI 64106

INDEPENDENCE, MISSOURI 64050

(816) 881-4350

(816) 881-4500

JEFFREY A. EISENBEIS
Court Administrator

VERNA PROCTOR
Director of Criminal Records

To: Renee Dunn

Date: January 28th, 2016

Notice of Inability to Process

We received the following documents(s) and/or request(s) for processing:
Adrian Dunn Sr 16CR01000390-01 Copy Request JB

We are returning your document(s)/request(s) without processing due to the following reason(s):

No case number provided; Incorrect case number provided

Unable to read request (i.e. handwriting, illegible print, etc.); Unable to interpret request

The Department of Criminal Records performed a cursory database search for criminal cases referenced in your document/request; the search produced no results. While we can confirm the database search produced no results, we neither confirm nor deny a record may indeed exist.

You requested a background check, which we do not perform. The Missouri State Highway Patrol performs these types of checks; please visit their website, www.mshp.dps.mo.gov, for more information.

Transcript requests should be directed to the court reporter in the Division where the case was heard. Please direct your correspondence as follows: Attn: Court Reporter, Division
 415 E. 12th Street, Kansas City, MO 64106
 308 W. Kansas, Independence, MO 64050

Other No hearings were located on the date provided May 9th, 2001 for Adrian Dunn 16CR01000390-01.

Note: Court case information may also be obtained by accessing www.courts.mo.gov/casenet.

FEDERAL PUBLIC DEFENDER
WESTERN DISTRICT OF MISSOURI
1000 WALNUT
SUITE 600
KANSAS CITY, MISSOURI 64106

LAINE CARDARELLA
FEDERAL PUBLIC DEFENDER

(816) 471-8282
(FAX): (816) 471-8008
<http://mow.fd.org>

September 4, 2019

Adrian Dunn, 21571-045
FCI Manchester
PO Box 4000
Manchester, KY 40962

Dear Mr. Dunn:

I am in receipt of your letter asking for help because you don't think your sentence was rightly enhanced based on a prior conviction. I'm sorry it has taken me so long to respond. I'm not sure why you don't think you have a prior conviction. You sent me the Judgment from Jackson County case number 01-390. It shows that you were convicted of the class C felony of possession of a controlled substance, and that you received a 3 year suspended sentence. That's a conviction which, at the time, qualified you for the enhanced punishment.

Today, that conviction would not qualify to enhance your punishment. However, the law that changed the definition of those qualifying prior convictions was not retroactive. In other words, you cannot use the new law to try to argue that you don't qualify for the enhanced punishment.

I'm sorry but I don't see any way to help you. Even if your prior conviction didn't qualify, I don't think I could file anything on your behalf. I imagine you would have to find some sort of habeas action to pursue.

Sincerely,

/s/ Laine Cardarella

Laine Cardarella
Federal Public Defender

LTC:bkb

To Whom this Letter

May Concernd Ms. Renee's son
is writing this Letter Concerning my
Son Mr. Adrian L. Slum. He has
been gone for ele~~se~~ years. Mr. Slum
has a illness that is very serious he is
ill and due to the Covid-19 going on
I think Mr. Slum will be Cable and
ready to Come home to his family.

Can Care for his Mr. Slum has
a daughter that needs her father
home to helps her out at home

We would really appreciate if Mr. Slum
could come home. Mr. Slum has Chronic
Leukemia and Asthma that is a high
risk of Catching the virus. Mr. Warden
Spread is there any way possible that
Mr. Slum could a Least house Arrest
so that he can be home with his
family. Mr. Warden Mr. Slum has
gotten him self together and hopefully
he will be able to Come home and
join his family.

I thank you
his mother Renee Slum